

FISCAL NOTE

SB 306 - HB 455

February 10, 2001

SUMMARY OF BILL: Changes the name of the *Money Laundering Act of 1996* to the *Illegal Use of Criminal Proceeds Act of 1996*. The bill adds a new definition of *proceeds* to include: benefits, items, things, and accounts received or created as a results of any specified unlawful activity including the items stolen, burgled, misappropriated or things and documents created or forged, and controlled substances or any other thing regardless or whether or not the item has been converted into money or regardless of whose hands it is in, whether the original perpetrator or another. *Proceeds* are not specifically defined in current law; however, the terms *funds* and *property* are used in reference to proceeds. Violation of the provision is currently punished as a Class B felony.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$148,300/Incarceration*

Assumes four additional Class B felony convictions per year based upon the broadened definition of proceeds. This represents a 25 % increase over the 17 convictions in the prior year for violation of this provision.

*Section 9-4-210, TCA, requires that: *For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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